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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO / OAKLAND DIVISION

JASMEN HOLLOWAY, AMY GARCIA,
CHERYL CHAPPEL, ERIC
BLACKSHER, JESSICA TREAS,
LAWRENCE SANTIAGO, JR.,
MUEMBO MUANZA, MAURICE
CALHOUN, NICHOLAS DIXON, and
SUSAN MYERS-SNYDER, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

BEST BUY CO., INC. and BEST BUY
STORES, L.P.,

Defendants.

Case No. C-05-5056 PJH

**STIPULATION AND ~~[PROPOSED]~~
ORDER CONTINUING CERTAIN DATES**

STIPULATION AND [PROPOSED] ORDER CONTINUING CERTAIN DATES

WHEREAS, on July 12, 2007, this Court entered the parties' July 9, 2007 proposed stipulation and order continuing certain dates, stating that it would be the final continuance pre-class certification;

WHEREAS, the parties diligently have been proceeding on schedule;

WHEREAS, Plaintiffs served their Expert Designations and Reports on schedule on March 3, 2008;

WHEREAS, Defendants deposed Plaintiffs' statistical expert witness, Dr. Richard Drogin, on schedule on April 2, 2008;

WHEREAS, Plaintiffs' social science expert witness, Dr. Barbara Reskin, is very ill and unable to prepare for, travel to, and participate in her deposition scheduled for April 9, 2008, but would have been available for deposition the week of April 14, 2008;

WHEREAS, Defendants' counsel who was prepared to depose Dr. Reskin will be involved in a long-scheduled trial for approximately two weeks beginning April 14, 2008;

WHEREAS, the earliest practicable date for Dr. Reskin's deposition is May 6, 2008, and this date has been confirmed by all parties;

WHEREAS, Defendants will need time to prepare their rebuttal social science expert report after Dr. Reskin's deposition;

WHEREAS, it is Defendants' position that Defendants should not produce any expert reports prior to the depositions of Plaintiffs' experts;

WHEREAS, the parties understand that the Court ordered that the July 9, 2007 continuance would be the final continuance before class certification, but the parties respectfully submit that the unusual exigent circumstances necessitate a further continuance;

THEREFORE, the parties hereby stipulate and agree, and respectfully request the

Court to order that the parties extend the deadlines for expert discovery and class certification only to the extent absolutely necessary due to these exigent circumstances, as follows:

1. The May 1, 2008 deadline for Defendants' statistical expert designation and report shall be extended to May 9, 2008.
2. The May 1, 2008 deadline for Defendants' social science expert designation and report shall be extended to June 2, 2008.
3. The June 2, 2008 deadline for Plaintiffs' rebuttal statistical expert report shall be extended to June 10, 2008.
4. The June 2, 2008 deadline for Plaintiffs' rebuttal social science expert report shall be extended to July 2, 2008.
5. The July 2, 2008 deadline for Defendants' rebuttal statistical expert report shall be extended to July 10, 2008.
6. The July 2, 2008 deadline for Defendants' rebuttal social science expert report shall be extended to July 30, 2008.
7. The July 30, 2008 deadline for Plaintiffs' Motion for Class Certification shall be extended to August 27, 2008.
8. The September 24, 2008 deadline for Defendants' Opposition to Plaintiffs' Motion for Class Certification shall be extended to October 22, 2008.
9. The October 22, 2008 deadline for Plaintiffs' Reply Brief in Support of Class Certification shall be extended to November 19, 2008.
10. The November 12, 2008 date for the hearing on Plaintiffs' Motion for Class Certification shall be continued until December 10, 2008 or such date as the Court finds convenient.

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The parties hereby stipulate, and respectfully request that the Court so order.

DATED: April 4, 2008

ALTSHULER BERZON LLP

By: /s/ Eve H. Cervantez
Eve H. Cervantez

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DATED: April 4, 2008

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[PROPOSED] ORDER

Pursuant to Stipulation, the foregoing schedule is hereby approved. IT IS SO ORDERED.

Dated: 4/7/08

NO FURTHER CONTINUANCES
WILL BE PERMITTED.

